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DEPARTMENT OF AUDITOR-CONTROLLER**

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TO: Audit Committee
FROM: J. Tyler McCauley *Jm*
Auditor-Controller

SUBJECT: **SUNSET REVIEW FOR THE LOS ANGELES ADULT DAY HEALTH
CARE PLANNING COUNCIL**

RECOMMENDATION

The Audit Committee recommend to the Board of Supervisors (Board) that the Los Angeles County Adult Day Health Care Planning Council be disbanded.

BACKGROUND

The Adult Day Health Care Planning Council (Council) was established and has been continued by Board order pursuant to Chapter 3.04 of the Los Angeles County Code. Authority for creating the Council was set forth in section 1572.5 of the Health and Safety Code. Sections 1572.7, 1572.9, 1573, and 1576 outlined the responsibilities of the Council.

The Council prepared and revised as necessary, an adult day health care plan for Los Angeles County which met the requirements of the Health and Safety Code. The Council also reviewed and made recommendations on applications for licensure as adult day health care centers within Los Angeles County upon referral by the Director of the State Department of Health Services. However, on May 5, 2003, the Governor signed SBX1 24 which amended section 1576, and repealed sections 1572.5., 1572.7, 1572.9, and 1573. Under SBX1 24, the role of local planning councils' involvement in the application process has been rescinded and has been fully assumed by the Long Term Care Committee within the California Department of Aging.

Membership of the Council is seventeen, three nominated by each Supervisor and two nominated by the Director of Health Services and approved by the Director of the State Department of Health Services. Council members receive no compensation for attending Council meetings or engaging in related activities.

Each of the seventeen members of the Council must satisfy special statutory qualifications for membership. These are as follows:

1. Nine members shall be persons over 55 years of age who have demonstrated interest in the special health and social needs of the elderly, and who are representatives of organizations dedicated primarily to the needs of older persons, including those of low income and racial and ethnic minorities.
2. One member who is a representative of the local area agency on aging designated pursuant to Public Law 94-135, or, if none, a representative from a County agency responsible for the services to senior citizens residing in Los Angeles County.
3. One member who is a representative of a County agency responsible for the administration of health programs for senior citizens residing in Los Angeles County.
4. One member who is a representative of the Los Angeles County Medical Association.
5. One member who is a representative of a publicly funded senior citizens transportation program which serves senior citizens of Los Angeles County.
6. One member who is a representative of a health facility or organization of health facilities providing acute or long-term care to senior citizens of Los Angeles County.
7. One member who has demonstrated an interest in alternatives to institutional long-term care.
8. One member who is a functionally impaired adult, who is at least 18 years of age, but not over the age of 54, and who has a demonstrated interest in community-based, long-term needs of the functionally impaired.
9. One member who is a representative of the County Department of Public Social Services.

JUSTIFICATION

The Council served as an ongoing planning entity in the County. The Council developed the adult day health plan for the County using specific State guidelines. This plan outlined how many and where Adult Day Health Care (ADHC) centers need to be located, what other services are available in the County, and how ADHC would be implemented in the County.

ADHC centers are community-based programs that provide medical, rehabilitative and social services to elderly persons and other adults with functional impairments, either physical or mental, for the purpose of restoring or maintaining optimal capacity for self-care. These centers provide services through an individual plan of care and target adults who are at the institutional level of care or at risk of institutional placement. ADHC is a Medi-Cal benefit.

Applications for licensure as an ADHC center within the County are submitted to the State Department of Aging. Prior to the enactment of SBX1 24 on May 5, 2003, the Department of Aging forwarded these applications and all follow-up materials to the Council. The Council commented or made recommendations on the applicant's compliance with the County plan and how well the applicant addressed local coordination of services.

Under SBX1 24, the Long Term Care Committee in the California Department of Aging (CDA) is responsible for reviewing new programs and making recommendations on applicants to the CDA, supplanting the Council's primary role. In addition, SBX1 24 reaffirms the authority of the Director of the California Department to approve applicants and removes County involvement in that approval process.

During this review period, ADHC centers increased from 37 to 178 licensed facilities. However, since May 2003, the Council has not received nor reviewed any new applications. In addition, the Council no longer provides assistance or consultation to local centers. Since the Long Term Care Committee within the CDA supplanted the Council's primary role in the licensure process, we recommend that the Council be disbanded.

Please call me if you have any questions.

JTM:DR:RAD
Attachments

c: Violet Varona-Lukens, Executive Officer
Robin A. Guerrero, Chief, Board Operations
Jim Corbett, Manager, Commission Services
Mary P. Michlovich, Chair, Adult Day Health Care Planning Council
Omeria Jefferson, Department of Health Services

COMMISSION SUNSET REVIEW
LOS ANGELES COUNTY ADULT DAY HEALTH CARE PLANNING COUNCIL
REVIEW COMMENTS

Mission. (Does the mission statement agree with the Board of Supervisors' purpose and expectations?)

Stated mission as set forth in the ordinance creating the Adult Day Health Care Council (Council) is based on sections 1572.5 of the Health and Safety Code. Senate Bill X1 24, signed by the Governor on May 5, 2003, repealed this section, thereby removing the primary goal of the Council in the approval process for licensing Adult Day Health Care centers.

DO NOT CONCUR

Section 1. Relevancy. (Is the mission still relevant and in agreement with the Board of Supervisors' purpose and expectations?)

The Council no longer monitors the growth nor assists in identifying areas needing Adult Day Health Care (ADHC) services. **NOT RELEVANT**

Section 2. Meetings and Attendance. (Are required meetings held and is attendance satisfactory?)

Meetings are held every month except August and December, unless determined necessary by the Chair. Membership should be 17. However, the Council typically has four to six vacancies. Average attendance has been 6.5 members or 38% (based on membership of 17). **UNSATISFACTORY**

Sections 3 and 4. Accomplishments and Results. (Are listed accomplishments and results significant?)

ADHC centers increased from 37 in 1999 to 178 in 2003, before the enactment of SBX1 24 on May 5, 2003. **SIGNIFICANT**

Section 5. Objectives. (Are the objectives compatible with the mission and goals and relevant within the current County environment?)

Prior to SBX1 24, the Council's objectives were:

- To continue to educate and assist ADHC applicants.
- To evaluate ADHC applications for service areas, local meals, transportation, and applicant ability to run a health program.
- To continue to monitor growth so that current ADHC centers will not become overpopulated.

However, SBX1 24 amended or repealed these goals and objectives. As a result, the Council no longer reviews or evaluates ADHC applications. In addition, it no

longer assists ADHC applicants or monitors the growth of ADHC centers. Under SBX1 24 these functions are now performed solely by the California Department of Aging. **NOT RELEVANT**

Section 6. Resources. (Are the resources utilized by the entity in support of the entity's activities warranted in terms of the accomplishments and results?)

The Adult Day Health Care Planning Council does not have a separate budget.
WARRANTED.

Section 7. Recommendation.

Disband the Adult Day Health Care Planning Council because new legislation has eliminated the Council's role in the approval process for licensing Adult Day Health Care centers.

ADULT DAY HEALTH CARE PLANNING COUNCIL ATTENDANCE RECORD

Commissioner	Nominated by	6/30/1999	9/30/1999	12/31/1999	3/31/2000	6/30/2000	9/30/2000	12/31/2000	3/30/2001	6/30/2001	9/30/2001	12/31/2001	3/31/2002	6/30/2002	9/30/2002	12/31/2002	3/31/2003	6/30/2003	Totals	% Attended
Number of meetings per Quarter		3	2	2	3	3	2	2	3	3	2	2	3	3	2	2	2	3	42	
Lily Y. Lee	1st District	2	1	1	2	2	2	2	3	0	2	2	1	2	2	2	1	0	27	64%
Thomas Fung	1st District											0	3	3	2	0	1	2	11	65%
Robert Louis Petersen	1st District										2	2	3	3	2	2	1	0	15	79%
Esther Clayton	2nd District			0	2	0	0	0	0	2	0	2	2	0	0	0	0	0	8	22%
Nicole Kaplan	2nd District							0	3	1	1	2	1	0	0				8	40%
Mary P. Michlovich	2nd District	2	2	2	2	1	1	1	1	1	2	1	2	2	2	1	1	3	27	64%
LaVerta C. Lewis	2nd District	0	0	0															0	0%
Marilyn Fried	3rd District						0	1											1	25%
Terry M. Magady, Esq.	3rd District	3	2	1	2	1	1	0	2	1	2								15	60%
Helen E. Daniels	3rd District											0	1	1	2	2	1	1	8	47%
Evelyn G. Aleman	3rd District												3	3	2	1	1	2	12	80%
Gilbert Vargas	3rd District	3	2	2	1	1	1	1	2	1	1	1	3	1	2	2	1	1	26	62%
Waldo S. Arballo	4th District															0	1	2	3	43%
Barbara J. Ciocca	4th District	3	2	2	3	2	0	1	2	2	1	0	2	0	0				20	57%
Cecilia S. Wu	5th District	2																	2	67%
Dorris M. Harris, M. D.	5th District	2	2	2	3	3	1	2	2	2	2	2							23	85%
Beverly Ziegler	5th District			0	3	3	2	1	3	1	1	1	1	2	0	0	1	1	20	54%
Vi Soon	5th District	3	0	1	1	2	1	0	1	1	0	0	0	1	2	1	1	1	16	38%
Derek Ma	5th District															0	1	1	2	29%
Guillermina Alvarado	Director, DHS														1	0	1	1	3	33%
Lanora Pook	Director, DHS			0	3	3	2	2	3	3	2	2	3	3					26	93%
Totals		20	11	11	22	18	11	11	22	15	16	15	25	21	17	11	12	15	273	
Average Attendance per Meeting - - - - - >																			6.5	